



92 / 2834
CFW

99184.00011 (formerly M8540/250222)

PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jennifer Ambrose, et al.)
Serial No.: 09/932,201) Examiner: Tamai, Karl I.
Filing Date: August 17, 2001) Art Unit: 2834
Title: **INTEGRATED COMMUTATOR WITH SENSE MAGNET**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO PATENT OFFICE COMMUNICATION
PURSUANT TO 37 CFR 1.32

Sir:

This Response to Patent Office Communication is provided in response to a Patent Office communication (the "Communication") dated December 17, 2004 (copy enclosed). As set forth in the Communication, the Revocation of Prior Powers of Attorney, New Power of Attorney and Change of Correspondence Address in Patent Application (the "Power of Attorney") filed by applicants on November 10, 2004 failed to comply with the new provisions of 37 CFR 1.32(b).

In response thereto, applicants hereby take the following corrective action:

- Applicants resubmit a copy of the Power of Attorney;
- Applicants hereby designate the following three (3) attorneys named in the Power of Attorney to be recognized by the Patent Office as being of record in the present application:

Mark D. Giarratana, Reg. No. 32,615

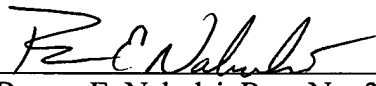
Eric E. Grondahl, Reg. No. 46,741

Basam E. Nabulsi, Reg. No. 31,645

Applicants respectfully submit that the present submission brings the Power of Attorney into compliance with 37 CFR 1.32. Reconsideration and prompt entry of the Power of Attorney, as limited by the present submission, are respectfully requested.

Respectfully submitted,

Date: February 23, 2005




Basam E. Nabulsi, Reg. No. 31,645
Attorney for Applicant(s)
McCarter & English LLP
Four Stamford Plaza, 107 Elm Street
Stamford, CT 06902
203-965-0601 (phone)
203-323-6513 (fax)

HARTFORD: 633836.01

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to: Mail Stop _____, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 2/23/05 (Date of Deposit)

Basam E. Nabulsi
Name of applicant, assignee, or Registered Representative


Signature

2/23/05
Date of Signature



N572
09/932201

Revised Power of Attorney Practice - 37 CFR 1.32
(Applies to Powers of Attorney filed on or after June 25, 2004)

This is in response to the Power of Attorney, filed 11/10/04. The Power of Attorney in this application is not accepted because applicant has not complied with 37 CFR 1.32(b).

As a result of a revision of the patent rules relating to powers of attorney, a power of attorney filed on or after June 25, 2004 must either appoint:

- a) One or more joint inventors; OR
- b) Those registered practitioners associated with a Customer Number; OR
- c) Ten or fewer patent practitioners, either in the power of attorney itself, or by a listing in a separate paper accompanying the power of attorney, as explained below.

See (newly established) 37 CFR 1.32(b) and (c), the text of which is as follows:

(b) A power of attorney must:

- (1) Be in writing;
- (2) Name one or more representatives in compliance with (c) of this section;
- (3) Give the representative power to act on behalf of the principal; and
- (4) Be signed by the applicant for patent (§ 1.41(b)) or the assignee of the entire interest of the applicant.

(c) A power of attorney may only name as representative:

- (1) One or more joint inventors (§ 1.45);
- (2) Those registered patent practitioners associated with a Customer Number;
- (3) Ten or fewer registered patent attorneys or registered patent agents (see § 10.6 of this subchapter) (patent practitioners). Except as provided in paragraph (c)(1) or (c)(2) of this section, the Office will not recognize more than ten patent practitioners as being of record in an application or patent. If a power of attorney names more than ten patent practitioners, such power of attorney must be accompanied by a separate paper indicating which ten patent practitioners named in the power of attorney are to be recognized by the Office as being of record in application or patent to which the power of attorney is directed.

The power of attorney appointed more than ten patent practitioners, without reference to a Customer Number and without a separate paper indicating which ten patent practitioners named in the power of attorney are to be recognized, and, as a result, did not comply with 37 CFR 1.32(b).

How to take corrective action: (1) Resubmit a copy of the power of attorney along with a separate paper indicating which (up to ten) patent practitioners named in the power of attorney are to be recognized by the Office as being of record in the application or patent to which the power of attorney is directed. The separate paper cannot identify a Customer Number, if the power of attorney signed by the applicant or assignee did not give power of attorney to a Customer Number. (2) Alternatively, a newly-executed power of attorney in compliance with 37 CFR 1.32 may be filed.

After receipt of such a submission, the patent practitioners listed on the separate paper or new power of attorney in compliance with 37 CFR 1.32 will be recognized as being of record. For additional information regarding this change in practice, see Revision of Power of Attorney and Assignment Practice, 69 Fed. Reg. 29865 (May 26, 2004); 1283 Off. Gaz. 148 (Jun. 22, 2004) and <http://www.uspto.gov/web/offices/pac/dapp/poafaqs.htm>.

August 11, 2004

99184.00011

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jennifer Ambrose, et al.

Serial No.: 09/932,201

Examiner: Tamai, Karl L.

Filed: August 17, 2001

Group Art Unit: 2834

Title: INTEGRATED COMMUTATOR WITH SENSE MAGNET

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REVOCATION OF PRIOR POWERS OF ATTORNEY,
NEW POWER OF ATTORNEY AND CHANGE OF
CORRESPONDENCE ADDRESS IN PATENT APPLICATION**

Dear Sir:

I, the undersigned, Shepard Hockaday, on behalf of Energy Conversion Systems Holdings, LLC, the owner of all right, title and interest in and to the above-identified patent application, hereby revoke all prior Powers of Attorney given in the above-identified application and appoint the following individuals, as my attorneys to transact all business in the Patent and Trademark Office connected therewith:

Joseph Agostino, Reg. No. 51,191
David L. Barnes, Reg. No. 47,407
Eric E. Bleich, Reg. No. 47,430
Raymond Cappel, Reg. No. 53,836
Sanjiv M. Chokshi, Reg. No. 44,080
Gavin R. Cunningham, Reg. No. 46,122
Mark D. Giarratana, Reg. No. 32,615
Eric E. Grondahl, Reg. No. 46,741

John K. Kim, Reg. No. 37,002
Basam E. Nabulsi, Reg. No. 31,645
Ralph W. Selitto, Jr., Reg. No. 26,996
William Smith, Reg. No. 46,459
Mark Steinberg, Reg. No. 40,829
Paul F. Swift, Reg. No. 34,938
Bryan Zerhusen, Reg. No. 54,566

Serial No. 09/932,201

Attorney Docket No. 99184.00011

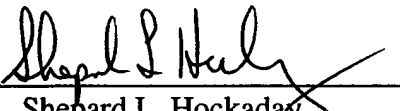
Please change the mailing address of the attorneys of record to:

McCarter & English, LLP
CityPlace I
185 Asylum Street, 36th Floor
Hartford, Connecticut 06103-3495

Please direct all correspondence to the attention of Basam E. Nabulsi,
telephone number: (203) 965-0601.

Respectfully submitted,

Date: October 13, 2004

By: 
Shepard L. Hockaday
Global V.P. of Technology

HARTFORD: 621340.01



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Energy Conversion Systems Holdings, LLC

Application No./Patent No.: 09/932,201 Filed/Issue Date: 8/17/01

Entitled: Integrated Commutator With Sense Magnet

Energy Conversion Systems Holdings, LLC, a Delaware limited liability company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or

2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. [] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Shepard L. Hockaday

Signature

Shepard L. Hockaday

Printed or Typed Name

Global V.P. of Technology

Title

10-13-04

Date

910-892-8081

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT

WHEREAS, we, Jennifer M. AMBROSE and Brian LOSEKE (hereinafter "ASSIGNORS") have invented certain improvements in *Integrated Commutator with Sense Magnet* for which a utility application for patent was filed on August 17, 2001 and assigned U.S. Serial No. 09/932,201; and

WHEREAS, MORGANITE INCORPORATED, a corporation of North Carolina (hereinafter "ASSIGNEE"), having a place of business at One Morganite Drive, Dunn, North Carolina 28334, desires to purchase same;

NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE, the entire right, title and interest in and to said invention, said application, and any application claiming priority thereto and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation

U.S. Serial No. 09/932,201

Filed: August 17, 2001

ASSIGNMENT OF PATENT RIGHTS

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 8 day ofJune, 2004.

Brian Loseke
Brian LOSEKE

STATE OF

Before me, a Notary Public in and for the State of North Car., on this 8th day of
June, 2004, personally appeared Brian LOSEKE, who being duly sworn, signed and
acknowledged the foregoing Assignment as his free act and deed.

(Seal)

Gleadow W. Barnhill
NOTARY PUBLIC
My Commission Expires: Feb. 07, 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/932,201 | 08/17/2001 | Jennifer Ambrose | M8540/250222 | 4944 |

23370 7590 12/17/2004

JOHN S. PRATT, ESQ
KILPATRICK STOCKTON, LLP
1100 PEACHTREE STREET
ATLANTA, GA 30309

EXAMINER

TAMAI, KARL I

ART UNIT

PAPER NUMBER

2834

DATE MAILED: 12/17/2004



Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED

DEC 27 2004